

FILED

1 GORDON & REES LLP
 2 KEVIN W. ALEXANDER (State Bar No 175204) *kalexander@gordonrees.com* DEC 09 2005
 2 RICHARD P. SYBERT (State Bar No 80731) *rsybert@gordonrees.com*
 3 101 West Broadway, Suite 2000
 3 San Diego, California 92101
 4 Telephone: (619) 696-6700
 4 Facsimile: (619) 696-7124
 5 Attorneys for Plaintiff
 6 LIVEOPS, INC.

RICHARD W. WIEKING
 CLERK U.S. DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA

CHAMBERS

7 MUNGER TOLLES & OLSON LLP
 8 MARK B. HELM (State Bar No. 115711) *mark.helm@mto.com*
 8 HOJOON HWANG (State Bar No. 189450) *hojoon.hwang@mto.com*
 9 560 Mission Street, 27th Floor
 9 San Francisco, CA 94705
 10 Telephone: (415) 512-4000
 10 Facsimile: (415) 644-6909

11 Attorneys for Defendant
 12 TELEO, INC.

13 TOWNSEND AND TOWNSEND AND CREW LLP
 14 BYRON W. COOPER (State Bar No. 166578) *bwcooper@townsend.com*
 14 MARILEE S. CHAN (State Bar No. 232432) *mschan@townsend.com*
 15 379 Lytton Avenue
 15 Palo Alto, California 94301
 16 Telephone: (650) 326-2400
 16 Facsimile: (650) 326-2422

17 Attorneys for Defendant
 18 WENDELL BROWN

UNITED STATES DISTRICT COURT

FOR THE NORTHERN DISTRICT OF CALIFORNIA

SAN FRANCISCO DIVISION

22 LiveOps, Inc., a Delaware Corporation,
 23 Plaintiff,

Case No. C05-3773 MJJ

24 v.
 25

STIPULATION AND [PROPOSED]
 ORDER MOVING THE CASE
 MANAGEMENT CONFERENCE TO
 JANUARY 10, 2006

Teleo, Inc., a Nevada Corporation; Wendell
 Brown, an individual, and DOES 1 through 99,
 inclusive,

Defendants.

1 LiveOps, Inc. ("LiveOps"), Teleo, Inc. ("Teleo"), and Wendell Brown ("Brown"), through
2 each party's undersigned counsel, hereby submit this Stipulation and [Proposed] Order to move the
3 case management conference from January 3, 2006 to January 10, 2006.

4 WHEREAS, on September 19, 2005, the Court issued an Order setting the initial case
5 management conference on January 3, 2006;

6 WHEREAS, on November 16, 2005, Brown filed "Defendant Wendell Brown's Notice of
7 Motion and Motion to Dismiss Claims 2-8; Memorandum of Points and Authorities" ("Brown's
8 Motion to Dismiss") which noticed the hearing date for January 3, 2006;

9 WHEREAS, on November 18, 2005, pursuant to the Court's request, Brown filed "Defendant
10 Wendell Brown's Amended Notice of Motion to Dismiss Claims 2-8," changing the date of the
11 hearing from January 3, 2006 to January 10, 2006;

12 WHEREAS, LiveOps, Teleo, and Brown agree to move the case management conference from
13 January 3, 2006 to January 10, 2006 to be on the same schedule as the hearing for Brown's Motion to
14 Dismiss;

15 WHEREAS, the requested change in date of the case management conference will not affect
16 the current case schedule;

17 WHEREAS, previous time modifications in this case are as follows:

- 18 • On October 10, 2005, LiveOps and Teleo filed a stipulation extending Teleo's time for
19 responding to the Complaint to November 7, 2005.
20 • On October 24, 2005, LiveOps and Brown filed a stipulation extending Brown's time
21 for responding to the Complaint to November 16, 2005.
22 • On November 1, 2005, LiveOps and Teleo filed a stipulation extending Teleo's time
23 for responding to the Complaint to November 16, 2005.

24 THEREFORE, LiveOps, Teleo, and Brown hereby stipulate to move the case management
25 conference from January 3, 2006 to January 10, 2006.

26 IT IS SO STIPULATED.

27

28

Respectfully submitted,

DATED: November 28, 2005

By: Richard F. Bybert
Jeffrey A. Ratinoff
Attorneys for Plaintiff
LIVEOPS, INC.

DATED: November _____, 2005

By: Mark B. Helm
Attorneys for Defendant
TELEO, INC.

DATED: November ___, 2005

By: Byron W. Cooper
Attorneys for Defendant
WENDELL BROWN

ORDER

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated 12/9/2015

MARTIN L. JENKINS
MARTIN L. JENKINS
UNITED STATES DISTRICT JUDGE

60642578 v1

Respectfully submitted,

DATED: November , 2005

Bv5

Richard P. Sybert

Attorneys for Plaintiff
LIVEOPS, INC.

DATED: November 29 2005

84

Mark Helm 64 HH

Mark B. Helm

Attorneys for Defendant
TELEO, INC.

DATED: November 29, 2005

Ey:

Byron W. Cooper

Attorneys for Defendant
WENDELL BROWN

ORDER

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: _____

MARTIN J. JENKINS
UNITED STATES DISTRICT JUDGE

50042978 v1

CERTIFICATE OF SERVICE

This is to certify that all counsel of record who are deemed to have consented to electronic service are being served with a copy of this document via the Court's CM/ECF system per Local Rule CV-5(a)(3) on this 29 day of November, 2005. Any other counsel of record will be served by first class mail.

/s/ Byron W. Cooper
Byron W. Cooper